

**FORD & HUFF** LC  
ATTORNEYS AT LAW

June 21, 2022

**VIA ECF**

Hon. Paul A. Engelmayer  
United States District Court  
Southern District of New York  
40 Foley Square, Room 2201  
New York, NY 10007

**Re: Joint Letter re: Discovery Status**

Stephen Gannon v. 486 Ninth Avenue LLC, Hudson Yards Wines & Spirits Inc., et al.  
Case # 1:22-cv-1145

Dear Judge Engelmayer,

This letter is jointly submitted pursuant to this Court's order dated April 14, 2022 (docket no. 17, the "CMP"), which instructed: "The parties shall file a joint letter regarding the status of discovery on June 14, 2022." The parties apologize for the lateness of this letter.

At the Initial Pretrial Conference held on April 14, 2022 and as reflected in the CMP, the Court decided to strike paragraph 4, Initial Disclosures, and stayed discovery to give the parties an opportunity to explore settlement before incurring further legal fees. We do note that in paragraph 5(ii), 5(iii) and 5(iv) the first round of written discovery were to be exchanged by May 30, 2022. Due to the staying of the initial disclosure deadline, this written discovery has not taken place. In short, no discovery had been conducted by the Parties to date.

It is the intent of the Parties, if they are unable to reach a settlement by the end of July, to circulate a revised proposed amended case management plan to be ordered by the Court and at that time they will begin the discovery process.

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Page 2 of 2

Respectfully Submitted,

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cc: All Counsel of Record (via ECF)